

E-filing

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Attorneys for the United States

**FILED**  
JUL 23 2008  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE ANTONIO AGUILAR  
ESQUIVEL,

Defendant.

CRIMINAL NO.

**08-70461**

NOTICE OF PROCEEDINGS ON  
OUT-OF-DISTRICT CRIMINAL  
CHARGES PURSUANT TO RULES  
5(c)(2) AND (3) OF THE FEDERAL  
RULES OF CRIMINAL PROCEDURE

WDB

Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal Procedure that on or about July 22, 2008, the above-named defendant was arrested based upon an arrest warrant (attached) issued in case number CR-06-2121-RHW in the Eastern District of Washington upon an Indictment and Superseding Indictment (both attached).

In the Superseding Indictment, the defendant is charged with five counts. In Count 1, the defendant is charged with conspiring with nine other defendants to distribute 500 grams or more of (1) a mixture or substance containing a detectable amount of methamphetamine and (2) a mixture or substance containing a detectable amount of cocaine in violation of Title 21, United States Code, Section 841(a)(1). In Counts 13 and

1 14, the defendant is charged with possessing, with the intent to distribute, 500 grams or  
2 more of a mixture or substance containing a detectable amount of cocaine in violation of  
3 Title 21, United States Code, Section 841(a)(1). In Court 18, the defendant is charged  
4 with using a telephone to cause and facilitate the commission of acts constituting a felony  
5 under the Controlled Substances Act in violation of Title 21, United States Code, Section  
6 843(b). Finally, the defendant is named in a forfeiture count seeking the forfeiture of any  
7 property constituting or derived from proceeds obtained, directly or indirectly, as the  
8 result of the above-described violations.

9 Maximum Penalties:

10 Counts 1, 13 & 14: 21 U.S.C. § 841(a)(1) – life imprisonment; \$4,000,000 fine; 4  
11 years of supervised release; denial of certain federal benefits pursuant to 21 U.S.C. §§  
12 862 & 862(a), and \$100 special assessment.

13 Count 18: 21 U.S.C. § 843(b) – 4 years of imprisonment; \$250,000 fine; 3 years of  
14 supervised release; denial of certain federal benefits pursuant to 21 U.S.C. §§ 862 &  
15 862(a), and \$100 special assessment.

16  
17 Respectfully Submitted,

18 JOSEPH P. RUSSONIELLO  
19 UNITED STATES ATTORNEY

20 Date: July 23, 2008

21   
22 JOSHUA HILL  
23 Assistant U.S. Attorney  
24  
25  
26  
27  
28

07/22/2008 12:16 5099438295

US MARSHALS RICHLAND

PAGE 02

Case 2:06-cr-02121-RHW Document 11 (Court only) Filed 07/20/2006

RETURN TO CLERK USDC  
P.O. BOX 1493  
SPOKANE, WA 99216

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff(s),

vs.

JOSE ANTONIO AGUILAR ESQUIVEL,

Defendant(s).

Case Number: CR-06-2121-RHW-3

WARRANT FOR ARREST

To: The United States Marshal and any Authorized U.S. Officer  
YOU ARE HEREBY COMMANDED to arrest **JOSE ANTONIO AGUILAR ESQUIVEL** and bring him or her forthwith to the nearest Magistrate Judge to answer a(n) INDICTMENT charging him or her with violation of

21 U.S.C. 841(a)(1) POSSESSION WITH INTENT TO DISTRIBUTE A  
CONTROLLED SUBSTANCE

21 U.S.C. 843(b) USE OF COMMUNICATION FACILITY

21 U.S.C. 853 FORFEITURE

JAMES R. LARSEN

CLERK, U.S. DISTRICT COURT

by:

  
Deputy Clerk

July 20, 2006 at  
Yakima, Washington

BAIL FIXED AT AUSA SEEKS DETENTION BY HONORABLE MICHAEL W. LEAVITT

\*\*\*\*\*

# RETURN ON WARRANT

This warrant was received and executed with the arrest of the  
above-named defendant at \_\_\_\_\_

Date received: \_\_\_\_/\_\_\_\_/\_\_\_\_ Date of arrest: \_\_\_\_/\_\_\_\_/\_\_\_\_

Arresting Officer:

Name : \_\_\_\_\_

Title : \_\_\_\_\_

Signature: \_\_\_\_\_

AO-442 - WARRANT FOR ARREST

Case 2:06-cr-02121-RHW Document 1 Filed 07/19/2006

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JUL 19 2006

JAMES R. LARSEN, CLERK  
DEPUTY  
YAKIMA, WASHINGTON

JAMES A. McDEVITT  
United States Attorney  
SHAWN N. ANDERSON  
Assistant United States Attorney  
402 E. Yakima Avenue, Suite 210  
Yakima, WA 98901-2760  
(509) 454-4425

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

PEDRO SILVA CHIPREZ,  
JOSE ISABEL GARCIA-MEZA,  
JOSE ANTONIO AGUILAR ESQUIVEL,  
SAMUEL SILVA-CHIPREZ,  
MIGUEL ANGEL FARIAS CORNEJO,  
JORGE RUBIO MONTERO,  
FRANCISCO JAVIER PLAZOLA-CHIPRES,  
TERESA CHIPREZ,  
WENDY SOLEDAD CHIPREZ, and  
EDUARDO HERNANDEZ-HERNANDEZ,

Defendants.

INDICTMENT CR-06-2121-RHW

Vios:

Ct. 1:

21 U.S.C. § 846

Conspiracy to Distribute  
a Controlled Substance

Cts. 2-4:

21 U.S.C. § 856(a)(1)&(2)

Maintaining a Place for  
Drug Trafficking

Cts. 5-10:

21 U.S.C. § 841(a)(1)

Distribution of a  
Controlled Substance

Cts. 11-14:

21 U.S.C. § 841(a)(1)

Possession with Intent  
to Distribute a Controlled  
Substance

Cts. 15-21:

21 U.S.C. § 843(b)

Use of Communication  
Facility

Ct. 22:

Forfeiture

The Grand Jury charges:

COUNT 1

From on or about April 12, 2005, the exact date being  
unknown to the Grand Jury, and continuing to on or about April  
13, 2006, both dates being approximate and inclusive, in the

INDICTMENT

Case 2:06-cr-02121-RHW Document 1 Filed 07/19/2006

1 Eastern District of Washington and elsewhere, the Defendants,  
2 PEDRO SILVA CHIPREZ, JOSE ISABEL GARCIA-MEZA, JOSE ANTONIO  
3 AGUILAR ESQUIVEL, SAMUEL SILVA-CHIPREZ, MIGUEL ANGEL FARIAS  
4 CORNEJO, JORGE RUBIO MONTERO, FRANCISCO JAVIER PLAZOLA-CHIPRES,  
5 TERESA CHIPREZ, WENDY SOLEDAD CHIPREZ, and EDUARDO HERNANDEZ-  
6 HERNANDEZ, knowingly and intentionally combined, conspired,  
7 confederated and agreed together and with each other, and with  
8 other persons known and unknown to the Grand Jury, to commit the  
9 following offense against the United States: to distribute 500  
10 grams or more of a mixture and substance containing a detectable  
11 amount of methamphetamine, a Schedule II controlled substance; to  
12 distribute 500 grams or more of a mixture and substance  
13 containing a detectable amount of cocaine, a Schedule II narcotic  
14 controlled substance; to distribute marijuana, a Schedule I  
15 controlled substance, and did aid and abet said conspiracy, in  
16 violation of Title 21, United States Code, Section 841(a)(1) and  
17 Title 18, United States Code, Section 2.

18 COUNT 2

19 From at least on or about April 12, 2005, to April 13, 2006,  
20 in the Eastern District of Washington, the Defendant, PEDRO SILVA  
21 CHIPREZ, as an owner, lessee, occupant and mortgagee, knowingly  
22 and intentionally maintained a place at 1902 Penn Avenue,  
23 Sunnyside, Washington, for the purpose of distributing a  
24 controlled substance, to-wit: methamphetamine, a Schedule II  
25 controlled substance; all in violation of Title 21, United States  
26 Code, Section 856(a)(1).

27

28

INDICTMENT

Case 2:06-cr-02121-RHW Document 1 Filed 07/19/2006

COUNT 3

From at least on or about March 18, 2006, to March 31, 2006, in the Eastern District of Washington, the Defendants, PEDRO SILVA CHIPREZ and FRANCISCO JAVIER PLAZOLA-CHIPRES, while managing and controlling a building at 4602 Finnhorse Lane, Pasco, Washington, as an owner, lessee, agent, employee, and mortgagee, did knowingly and intentionally rent, lease, and make available for use, with and without compensation, said building for the purpose of unlawfully storing and distributing a controlled substance, to-wit: cocaine, a Schedule II narcotic controlled substance; all in violation of Title 21, United States Code, Section 856(a)(2).

COUNT 4

From at least on or about March 16, 2006, to March 29, 2006, in the Eastern District of Washington, the Defendant, TERESA CHIPREZ, while managing and controlling a place at 1205 East Ida Belle Street, Sunnyside, Washington, as an owner, lessee, agent, employee, and mortgagee, did knowingly and intentionally rent, lease, and make available for use, with and without compensation, said place for the purpose of unlawfully storing and distributing a controlled substance, to-wit: cocaine, a Schedule II narcotic controlled substance; all in violation of Title 21, United States Code, Section 856(a)(2).

COUNT 5

On or about April 12, 2005, in Yakima County, in the Eastern District of Washington, the Defendant, PEDRO SILVA CHIPREZ, did

INDICTMENT

1 knowingly and intentionally distribute 50 grams or more of actual  
2 methamphetamine, a Schedule II controlled substance; all in  
3 violation of Title 21 United States Code, Section 841(a)(1).  
4

5 COUNT 6

6 On or about June 6, 2005, in Yakima County, in the Eastern  
7 District of Washington, the Defendant, PEDRO SILVA CHIPREZ, did  
8 knowingly and intentionally distribute 50 grams or more of actual  
9 methamphetamine, a Schedule II controlled substance; all in  
10 violation of Title 21 United States Code, Section 841(a)(1).  
11

12  
13 COUNT 7

14 On or about September 22, 2005, in Franklin County, in the  
15 Eastern District of Washington, the Defendant, PEDRO SILVA  
16 CHIPREZ, did knowingly and intentionally distribute 50 grams or  
17 more of actual methamphetamine, a Schedule II controlled  
18 substance; all in violation of Title 21 United States Code,  
19 Section 841(a)(1).  
20

21 COUNT 8

22 On or about January 19, 2006, in Franklin County, in the  
23 Eastern District of Washington, the Defendant, PEDRO SILVA  
24 CHIPREZ, did knowingly and intentionally distribute 50 grams or  
25 more of actual methamphetamine, a Schedule II controlled  
26 substance; all in violation of Title 21 United States Code,  
27 Section 841(a)(1).  
28

COUNT 9

On or about February 7, 2006, in Yakima County, in the Eastern District of Washington, the Defendants, PEDRO SILVA CHIPREZ and MIGUEL ANGEL FARIAS CORNEJO, did knowingly and intentionally distribute 50 grams or more of actual methamphetamine, a Schedule II controlled substance; all in violation of Title 21 United States Code, Section 841(a)(1) and 18 U.S.C. Section 2.

COUNT 10

On or about March 24, 2006, in Yakima County, in the Eastern District of Washington, the Defendants, PEDRO SILVA CHIPREZ and MIGUEL ANGEL FARIAS CORNEJO, did knowingly and intentionally distribute 50 grams or more of actual methamphetamine, a Schedule II controlled substance; all in violation of Title 21 United States Code, Section 841(a)(1) and 18 U.S.C. Section 2.

COUNT 11

On or about March 17, 2006, in Klickitat County, in the Eastern District of Washington and elsewhere, the Defendant, JOSE ISABEL GARCIA-MEZA, did knowingly and intentionally possess with intent to distribute 50 grams or more of actual methamphetamine, a Schedule II controlled substance; all in violation of Title 21 United States Code, Section 841(a)(1).

COUNT 12

On or about March 17, 2006, in Klickitat County, in the Eastern District of Washington and elsewhere, the Defendant, JOSE ISABEL GARCIA-MEZA, did knowingly and intentionally possess with



1 intent to distribute at least 100 grams but less than 200 grams  
2 of cocaine, a Schedule II narcotic controlled substance; all in  
3 violation of Title 21 United States Code, Section 841(a)(1).

4  
5 COUNT 13

6 On or about March 29, 2006, in Yakima County, in the Eastern  
7 District of Washington and elsewhere, the Defendants, JOSE  
8 ANTONIO AGUILAR ESQUIVEL and MIGUEL ANGEL FARIAS CORNEJO, did  
9 knowingly and intentionally possess with intent to distribute 500  
10 grams or more of a mixture or substance containing a detectable  
11 amount of cocaine, a Schedule II narcotic controlled substance;  
12 all in violation of Title 21 United States Code, Section  
13 841(a)(1), and 18 U.S.C. Section 2.

14  
15 COUNT 14

16 On or about March 31, 2006, in Franklin County, in the Eastern  
17 District of Washington, the Defendant, JOSE ANTONIO AGUILAR  
18 ESQUIVEL and PEDRO SILVA CHIPREZ, did knowingly and  
19 intentionally possess with intent to distribute 500 grams or more  
20 of a mixture or substance containing a detectable amount of  
21 cocaine, a Schedule II narcotic controlled substance; all in  
22 violation of Title 21 United States Code, Section 841(a)(1), and  
23 18 U.S.C. Section 2.

24  
25 COUNT 15

26 On or about March 20, 2006, in Yakima County, in the Eastern  
27 District of Washington, and elsewhere, the Defendants, PEDRO  
28 SILVA CHIPREZ and EDUARDO HERNANDEZ-HERNANDEZ, did knowingly and

INDICTMENT

1 intentionally use a communication facility, to wit, a telephone,  
2 in causing and facilitating the commission of acts constituting a  
3 felony under the Controlled Substances Act, to wit, Conspiracy to  
4 Distribute Controlled Substances, in violation of Title 21,  
5 United States Code, Sections 846 and 841(a)(1); all in violation  
6 of Title 21, United States Code, Section 843(b).

7

8

COUNT 16

9 On or about March 17, 2006, in Yakima County, in the Eastern  
10 District of Washington, and elsewhere, the Defendants, PEDRO  
11 SILVA CHIPREZ and JOSE ISABEL GARCIA-MEZA, did knowingly and  
12 intentionally use a communication facility, to wit, a telephone,  
13 in causing and facilitating the commission of acts constituting a  
14 felony under the Controlled Substances Act, to wit, Conspiracy to  
15 Distribute Controlled Substances, in violation of Title 21,  
16 United States Code, Sections 846 and 841(a)(1); all in violation  
17 of Title 21, United States Code, Section 843(b).

18

19

COUNT 17

20 On or about March 29, 2006, in Yakima County, in the Eastern  
21 District of Washington, and elsewhere, the Defendants, PEDRO  
22 SILVA CHIPREZ and MIGUEL ANGEL FARIAS CORNEJO, did knowingly and  
23 intentionally use a communication facility, to wit, a telephone,  
24 in causing and facilitating the commission of acts constituting a  
25 felony under the Controlled Substances Act, to wit, Conspiracy to  
26 Distribute Controlled Substances, in violation of Title 21,  
27 United States Code, Sections 846 and 841(a)(1); all in violation  
28 of Title 21, United States Code, Section 843(b).

INDICTMENT

COUNT 18

On or about March 29, 2006, in Yakima County, in the Eastern District of Washington, and elsewhere, the Defendants, PEDRO SILVA CHIPREZ and JOSE ANTONIO AGUILAR ESQUIVEL, did knowingly and intentionally use a communication facility, to wit, a telephone, in causing and facilitating the commission of acts constituting a felony under the Controlled Substances Act, to wit, Conspiracy to Distribute Controlled Substances, in violation of Title 21, United States Code, Sections 846 and 841(a)(1); all in violation of Title 21, United States Code, Section 843(b).

COUNT 19

On or about March 29, 2006, in Yakima County, in the Eastern District of Washington, and elsewhere, the Defendants, PEDRO SILVA CHIPREZ and TERESA CHIPREZ, did knowingly and intentionally use a communication facility, to wit, a telephone, in causing and facilitating the commission of acts constituting a felony under the Controlled Substances Act, to wit, Conspiracy to Distribute Controlled Substances, in violation of Title 21, United States Code, Sections 846 and 841(a)(1); all in violation of Title 21, United States Code, Section 843(b).

COUNT 20

On or about March 17, 2006, in Yakima County, in the Eastern District of Washington, and elsewhere, the Defendants, PEDRO SILVA CHIPREZ and JORGE RUBIO MONTERO, did knowingly and intentionally use a communication facility, to wit, a telephone, in causing and facilitating the commission of acts constituting a

1 felony under the Controlled Substances Act, to wit, Conspiracy to  
2 Distribute Controlled Substances, in violation of Title 21,  
3 United States Code, Sections 846 and 841(a)(1); all in violation  
4 of Title 21, United States Code, Section 843(b).

5  
6 COUNT 21

7 On or about March 23, 2006, in Yakima County, in the Eastern  
8 District of Washington, and elsewhere, the Defendants, PEDRO  
9 SILVA CHIPREZ and JORGE RUBIO MONTERO, did knowingly and  
10 intentionally use a communication facility, to wit, a telephone,  
11 in causing and facilitating the commission of acts constituting a  
12 felony under the Controlled Substances Act, to wit, Conspiracy to  
13 Distribute Controlled Substances, in violation of Title 21,  
14 United States Code, Sections 846 and 841(a)(1); all in violation  
15 of Title 21, United States Code, Section 843(b).

16  
17 COUNT 22

18 Upon conviction of one or more of the controlled substance  
19 offenses alleged in Counts 1 - 14 of this Indictment, Defendants  
20 PEDRO SILVA CHIPREZ, JOSE ISABEL GARCIA-MEZA, JOSE ANTONIO  
21 AGUILAR ESQUIVEL, SAMUEL SILVA-CHIPREZ, MIGUEL ANGEL FARIAS  
22 CORNEJO, JORGE RUBIO MONTERO, FRANCISCO JAVIER PLAZOLA-CHIPRES,  
23 TERESA CHIPREZ, WENDY SOLEDAD CHIPREZ, and EDUARDO HERNANDEZ-  
24 HERNANDEZ, shall forfeit to the United States, pursuant to 21  
25 U.S.C. § 853, any property constituting or derived from proceeds  
26 obtained, directly or indirectly, as a result of the said  
27 violation[s] and/or any property used, or intended to be used, in  
28 any manner or part, to commit, or to facilitate the commission of

1 the said violation[s], including but not limited to the  
2 following:

3 A sum of money equal to \$207,606.46 in United  
4 States currency, representing the amount of  
5 proceeds obtained as a result of the controlled  
substance offenses, for which the defendants are  
jointly and severally liable.

6 If any of the above-described forfeitable property, as a  
7 result of any act or omission of the Defendants:

8 (a) cannot be located upon the exercise of due diligence;

9 (b) has been transferred or sold to, or deposited with, a  
10 third party;

11 (c) has been placed beyond the jurisdiction of the court;

12 (d) has been substantially diminished in value; or

13 (e) has been commingled with other property which cannot be  
divided without difficulty;

14 it is the intent of the United States, pursuant to 21 U.S.C. §  
15 853(p), to seek forfeiture of any other property of said  
16 Defendants up to the value of the forfeitable property described  
17 above.

18 DATED this <sup>19th</sup> ~~18th~~ day of July, 2006.  
19 A TRUE BILL

20

21

22

23 JAMES A. McDEVITT  
United States Attorney

24

25 DONALD E. KRESSE, JR.  
Assistant United States Attorney

26

27

28 SHAWN N. ANDERSON  
Assistant United States Attorney

INDICTMENT

10

Case 2:06-cr-02121-RHW Document 247

Filed 10/11/2006  
FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

OCT 11 2006

JAMES R. LARSEN, CLERK  
DEPUTY  
YAKIMA, WASHINGTON

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SHAWN N. ANDERSON  
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402 E. Yakima Avenue, Suite 210  
Yakima, WA 98901-2760  
(509) 454-4425

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

No. CR-06-2121-RHW

## SUPERSEDING INDICTMENT

Plaintiff,

vs.

PEDRO SILVA CHIPREZ,  
JOSE ISABEL GARCIA-MEZA,  
JOSE ANTONIO AGUILAR ESQUIVEL,  
SAMUEL SILVA-CHIPREZ,  
MIGUEL ANGEL FARIAS CORNEJO,  
JORGE RUBIO MONTERO,  
FRANCISCO JAVIER PLAZOLA-CHIPRÉS  
TERESA CHIPREZ,  
WENDY SOLEDAD CHIPREZ, and  
EDUARDO HERNANDEZ-HERNANDEZ,

Defendants.

Vios:  
Ct. 1:  
21 U.S.C. § 846  
Conspiracy to Distribute  
a Controlled Substance  
Cts. 2-4:  
21 U.S.C. § 856(a)(1)&(2)  
Maintaining a Place for  
Drug Trafficking  
Cts. 5-10:  
21 U.S.C. § 841(a)(1)  
Distribution of a  
Controlled Substance  
Cts. 11-14:  
21 U.S.C. § 841(a)(1)  
Possession with Intent  
to Distribute a Controlled  
Substance  
Cts. 14-21:  
21 U.S.C. § 843(b)  
Use of Communication  
Facility  
Ct. 22:  
21 U.S.C. § 841(a)(1)  
Distribution of a  
Controlled Substance  
Ct. 23:  
Forfeiture

The Grand Jury charges:

COUNT 1

From on or about April 12, 2005, the exact date being  
unknown to the Grand Jury, and continuing to on or about July 20,  
2006, both dates being approximate and inclusive, in the Eastern

SUPERSEDING  
INDICTMENT

1 District of Washington and elsewhere, the Defendants, PEDRO SILVA  
2 CHIPREZ, JOSE ISABEL GARCIA-MEZA, JOSE ANTONIO AGUILAR ESQUIVEL,  
3 SAMUEL SILVA-CHIPREZ, MIGUEL ANGEL FARIAS CORNEJO, JORGE RUBIO  
4 MONTERO, FRANCISCO JAVIER PLAZOLA-CHIPRES, TERESA CHIPREZ, WENDY  
5 SOLEDAD CHIPREZ, and EDUARDO HERNANDEZ-HERNANDEZ, knowingly and  
6 intentionally combined, conspired, confederated and agreed  
7 together and with each other, and with other persons known and  
8 unknown to the Grand Jury, to commit the following offense  
9 against the United States: to distribute 500 grams or more of a  
10 mixture and substance containing a detectable amount of  
11 methamphetamine, a Schedule II controlled substance; to  
12 distribute 500 grams or more of a mixture and substance  
13 containing a detectable amount of cocaine, a Schedule II narcotic  
14 controlled substance; to distribute marijuana, a Schedule I  
15 controlled substance, and did aid and abet said conspiracy, in  
16 violation of Title 21, United States Code, Section 841(a)(1) and  
17 Title 18, United States Code, Section 2.

18

19

COUNT 2

20

21

22

23

24

25

26

27

28

From at least on or about April 12, 2005, to April 13, 2006,  
in the Eastern District of Washington, the Defendant, PEDRO SILVA  
CHIPREZ, as an owner, lessee, occupant and mortgagee, knowingly  
and intentionally maintained a place at 1902 Penn Avenue,  
Sunnyside, Washington, for the purpose of distributing a  
controlled substance, to-wit: methamphetamine, a Schedule II  
controlled substance; all in violation of Title 21, United States  
Code, Section 856(a)(1).

SUPERSEDING  
INDICTMENT

COUNT 3

From at least on or about March 18, 2006, to March 31, 2006, in the Eastern District of Washington, the Defendants, PEDRO SILVA CHIPREZ and FRANCISCO JAVIER PLAZOLA-CHIPRES, while managing and controlling a building at 4602 Finnhorse Lane, Pasco, Washington, as an owner, lessee, agent, employee, and mortgagee, did knowingly and intentionally rent, lease, and make available for use, with and without compensation, said building for the purpose of unlawfully storing and distributing a controlled substance, to-wit: cocaine, a Schedule II narcotic controlled substance; all in violation of Title 21, United States Code, Section 856(a)(2).

COUNT 4

From at least on or about March 16, 2006, to March 29, 2006, in the Eastern District of Washington, the Defendant, TERESA CHIPREZ, while managing and controlling a place at 1205 East Ida Belle Street, Sunnyside, Washington, as an owner, lessee, agent, employee, and mortgagee, did knowingly and intentionally rent, lease, and make available for use, with and without compensation, said place for the purpose of unlawfully storing and distributing a controlled substance, to-wit: cocaine, a Schedule II narcotic controlled substance; all in violation of Title 21, United States Code, Section 856(a)(2).

COUNT 5

On or about April 12, 2005, in Yakima County, in the Eastern District of Washington, the Defendant, PEDRO SILVA CHIPREZ, did

SUPERSEDING  
INDICTMENT



1 knowingly and intentionally distribute 50 grams or more of actual  
2 methamphetamine, a Schedule II controlled substance; all in  
3 violation of Title 21 United States Code, Section 841(a)(1).  
4

5 COUNT 6

6 On or about June 6, 2005, in Yakima County, in the Eastern  
7 District of Washington, the Defendant, PEDRO SILVA CHIPREZ, did  
8 knowingly and intentionally distribute 50 grams or more of actual  
9 methamphetamine, a Schedule II controlled substance; all in  
10 violation of Title 21 United States Code, Section 841(a)(1).  
11

12 COUNT 7

13 On or about September 22, 2005, in Franklin County, in the  
14 Eastern District of Washington, the Defendant, PEDRO SILVA  
15 CHIPREZ, did knowingly and intentionally distribute 50 grams or  
16 more of actual methamphetamine, a Schedule II controlled  
17 substance; all in violation of Title 21 United States Code,  
18 Section 841(a)(1).  
19

20 COUNT 8

21 On or about January 19, 2006, in Franklin County, in the  
22 Eastern District of Washington, the Defendant, PEDRO SILVA  
23 CHIPREZ, did knowingly and intentionally distribute 50 grams or  
24 more of actual methamphetamine, a Schedule II controlled  
25 substance; all in violation of Title 21 United States Code,  
26 Section 841(a)(1).  
27  
28

SUPERSEDING  
INDICTMENT

COUNT 9

On or about February 7, 2006, in Yakima County, in the Eastern District of Washington, the Defendants, PEDRO SILVA CHIPREZ and MIGUEL ANGEL FARIAS CORNEJO, did knowingly and intentionally distribute 50 grams or more of actual methamphetamine, a Schedule II controlled substance; all in violation of Title 21 United States Code, Section 841(a)(1) and 18 U.S.C. Section 2.

COUNT 10

On or about March 24, 2006, in Yakima County, in the Eastern District of Washington, the Defendants, PEDRO SILVA CHIPREZ and MIGUEL ANGEL FARIAS CORNEJO, did knowingly and intentionally distribute 50 grams or more of actual methamphetamine, a Schedule II controlled substance; all in violation of Title 21 United States Code, Section 841(a)(1) and 18 U.S.C. Section 2.

COUNT 11

On or about March 17, 2006, in Klickitat County, in the Eastern District of Washington and elsewhere, the Defendant, JOSE ISABEL GARCIA-MEZA, did knowingly and intentionally possess with intent to distribute 50 grams or more of actual methamphetamine, a Schedule II controlled substance; all in violation of Title 21 United States Code, Section 841(a)(1).

COUNT 12

On or about March 17, 2006, in Klickitat County, in the Eastern District of Washington and elsewhere, the Defendant, JOSE ISABEL GARCIA-MEZA, did knowingly and intentionally possess with

SUPERSEDING  
INDICTMENT

1 intent to distribute at least 100 grams but less than 200 grams  
2 of cocaine, a Schedule II narcotic controlled substance; all in  
3 violation of Title 21 United States Code, Section 841(a)(1).  
4

5 COUNT 13

6 On or about March 29, 2006, in Yakima County, in the Eastern  
7 District of Washington and elsewhere, the Defendants, JOSE  
8 ANTONIO AGUILAR ESQUIVEL and MIGUEL ANGEL FARIAS CORNEJO, did  
9 knowingly and intentionally possess with intent to distribute 500  
10 grams or more of a mixture or substance containing a detectable  
11 amount of cocaine, a Schedule II narcotic controlled substance;  
12 all in violation of Title 21 United States Code, Section  
13 841(a)(1), and 18 U.S.C. Section 2.  
14

15 COUNT 14

16 On or about March 31, 2006, in Franklin County, in the Eastern  
17 District of Washington, the Defendant, JOSE ANTONIO AGUILAR  
18 ESQUIVEL and PEDRO SILVA CHIPREZ, did knowingly and  
19 intentionally possess with intent to distribute 500 grams or more  
20 of a mixture or substance containing a detectable amount of  
21 cocaine, a Schedule II narcotic controlled substance; all in  
22 violation of Title 21 United States Code, Section 841(a)(1), and  
23 18 U.S.C. Section 2.  
24

25 COUNT 15

26 On or about March 20, 2006, in Yakima County, in the Eastern  
27 District of Washington, and elsewhere, the Defendants, PEDRO  
28 SILVA CHIPREZ and EDUARDO HERNANDEZ-HERNANDEZ, did knowingly and

SUPERSEDING  
INDICTMENT

1 intentionally use a communication facility, to wit, a telephone,  
2 in causing and facilitating the commission of acts constituting a  
3 felony under the Controlled Substances Act, to wit, Conspiracy to  
4 Distribute Controlled Substances, in violation of Title 21,  
5 United States Code, Sections 846 and 841(a)(1); all in violation  
6 of Title 21, United States Code, Section 843(b).

7

8 COUNT 16

9 On or about March 17, 2006, in Yakima County, in the Eastern  
10 District of Washington, and elsewhere, the Defendants, PEDRO  
11 SILVA CHIPREZ and JOSE ISABEL GARCIA-MEZA, did knowingly and  
12 intentionally use a communication facility, to wit, a telephone,  
13 in causing and facilitating the commission of acts constituting a  
14 felony under the Controlled Substances Act, to wit, Conspiracy to  
15 Distribute Controlled Substances, in violation of Title 21,  
16 United States Code, Sections 846 and 841(a)(1); all in violation  
17 of Title 21, United States Code, Section 843(b).

18

19 COUNT 17

20 On or about March 29, 2006, in Yakima County, in the Eastern  
21 District of Washington, and elsewhere, the Defendants, PEDRO  
22 SILVA CHIPREZ and MIGUEL ANGEL FARIAS CORNEJO, did knowingly and  
23 intentionally use a communication facility, to wit, a telephone,  
24 in causing and facilitating the commission of acts constituting a  
25 felony under the Controlled Substances Act, to wit, Conspiracy to  
26 Distribute Controlled Substances, in violation of Title 21,  
27 United States Code, Sections 846 and 841(a)(1); all in violation  
28 of Title 21, United States Code, Section 843(b).

SUPERSEDING  
INDICTMENT

COUNT 18

On or about March 29, 2006, in Yakima County, in the Eastern District of Washington, and elsewhere, the Defendants, PEDRO SILVA CHIPREZ and JOSE ANTONIO AGUILAR ESQUIVEL, did knowingly and intentionally use a communication facility, to wit, a telephone, in causing and facilitating the commission of acts constituting a felony under the Controlled Substances Act, to wit, Conspiracy to Distribute Controlled Substances, in violation of Title 21, United States Code, Sections 846 and 841(a)(1); all in violation of Title 21, United States Code, Section 843(b).

COUNT 19

On or about March 29, 2006, in Yakima County, in the Eastern District of Washington, and elsewhere, the Defendants, PEDRO SILVA CHIPREZ and TERESA CHIPREZ, did knowingly and intentionally use a communication facility, to wit, a telephone, in causing and facilitating the commission of acts constituting a felony under the Controlled Substances Act, to wit, Conspiracy to Distribute Controlled Substances, in violation of Title 21, United States Code, Sections 846 and 841(a)(1); all in violation of Title 21, United States Code, Section 843(b).

COUNT 20

On or about March 17, 2006, in Yakima County, in the Eastern District of Washington, and elsewhere, the Defendants, PEDRO SILVA CHIPREZ and JORGE RUBIO MONTERO, did knowingly and intentionally use a communication facility, to wit, a telephone, in causing and facilitating the commission of acts constituting a

SUPERSEDING  
INDICTMENT

1 felony under the Controlled Substances Act, to wit, Conspiracy to  
2 Distribute Controlled Substances, in violation of Title 21,  
3 United States Code, Sections 846 and 841(a)(1); all in violation  
4 of Title 21, United States Code, Section 843(b).

5  
6 COUNT 21

7 On or about March 23, 2006, in Yakima County, in the Eastern  
8 District of Washington, and elsewhere, the Defendants, PEDRO  
9 SILVA CHIPREZ and JORGE RUBIO MONTERO, did knowingly and  
10 intentionally use a communication facility, to wit, a telephone,  
11 in causing and facilitating the commission of acts constituting a  
12 felony under the Controlled Substances Act, to wit, Conspiracy to  
13 Distribute Controlled Substances, in violation of Title 21,  
14 United States Code, Sections 846 and 841(a)(1); all in violation  
15 of Title 21, United States Code, Section 843(b).

16  
17 COUNT 22

18 On or about July 20, 2006, in Yakima County, in the Eastern  
19 District of Washington, the Defendant, PEDRO SILVA CHIPREZ, did  
20 knowingly and intentionally distribute 50 grams or more of actual  
21 methamphetamine, a Schedule II controlled substance; all in  
22 violation of Title 21 United States Code, Section 841(a)(1), and  
23 18 U.S.C. Section 2.

24  
25 COUNT 23

26 Upon conviction of one or more of the controlled substance  
27 offenses alleged in Counts 1 - 14, and Count 22, of this  
28 Superseding Indictment, Defendants PEDRO SILVA CHIPREZ, JOSE

SUPERSEDING  
INDICTMENT

1 ISABEL GARCIA-MEZA, JOSE ANTONIO AGUILAR ESQUIVEL, SAMUEL SILVA-  
2 CHIPREZ, MIGUEL ANGEL FARIAS CORNEJO, JORGE RUBIO MONTERO,  
3 FRANCISCO JAVIER PLAZOLA-CHIPRES, TERESA CHIPREZ, WENDY SOLEDAD  
4 CHIPREZ, and EDUARDO HERNANDEZ-HERNANDEZ, shall forfeit to the  
5 United States, pursuant to 21 U.S.C. § 853, any property  
6 constituting or derived from proceeds obtained, directly or  
7 indirectly, as a result of the said violation[s] and/or any  
8 property used, or intended to be used, in any manner or part, to  
9 commit, or to facilitate the commission of the said violation[s],  
10 including but not limited to the following:

11 PROCEEDS JUDGMENT

12 A sum of money equal to \$207,606.46 in United  
13 States currency, representing the amount of  
14 proceeds obtained as a result of the controlled  
substance offenses, for which the defendants are  
jointly and severally liable.

15 REAL PROPERTY

16 Real property located at 1902 Penn Avenue, Sunnyside,  
17 Washington, legally described as follows:

18 Lot 9, Block 2, Sunnyvale Tracts, as recorded in  
19 Volume "M" of Plats, Page 16. Assessor's Parcel  
Number: 231031-23410.

20 Together with all appurtenances, fixtures,  
21 attachments, and improvements thereto and  
thereupon.

22 SUBJECT to any easements, rights of way,  
23 reservations and/or exceptions, and actions of  
record

24 If any of the above-described forfeitable property, as a  
25 result of any act or omission of the Defendants:

- 26 (a) cannot be located upon the exercise of due diligence;  
27 (b) has been transferred or sold to, or deposited with, a  
28 third party;

SUPERSEDING  
INDICTMENT

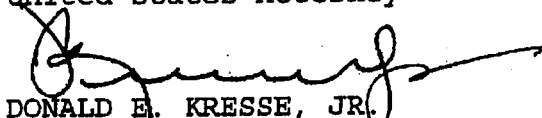
1 (c) has been placed beyond the jurisdiction of the court;  
2 (d) has been substantially diminished in value; or  
3 (e) has been commingled with other property which cannot be  
4 divided without difficulty;  
5 it is the intent of the United States, pursuant to 21 U.S.C. §  
6 853(p), to seek forfeiture of any other property of said  
7 Defendants up to the value of the forfeitable property described  
8 above.

9 DATED this 11th day of October, 2006.

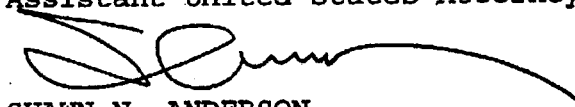
10 A TRUE BILL

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JAMES A. McDEVITT  
United States Attorney



DONALD E. KRESSE, JR.  
Assistant United States Attorney



SHAWN N. ANDERSON  
Assistant United States Attorney

SUPERSEDING  
INDICTMENT



PENALTY SLIP

NAME: JOSE ANTONIO AGUILAR ESQUIVEL

NUMBER OF COUNTS: 4

Count 1

Vio: 21 U.S.C. § 846  
Conspiracy to Distribute a Controlled Substance

Penalty: CAG minimum 10 years and a maximum of life, \$4,000,000 fine, or both, 5 years supervised release, denial of certain federal benefits pursuant to 21 U.S.C. §§ 862 and 862a, and \$100.00 special assessment.

Counts 13-14

Vio: 21 U.S.C. §841(a)(1)  
Possession with Intent to Distribute a Controlled Substance

Penalty: CAG minimum 5 years and a maximum of life, \$4,000,000 fine, or both, 4 years supervised release, denial of certain federal benefits pursuant to 21 U.S.C. §§ 862 and 862a, and \$100.00 special assessment.

Count 18

Vio: 21 U.S.C. § 843(b)  
Use of Communication Facility

Penalty: CAG 4 years, \$250,000 fine, or both, 3 years supervised release, denial of certain federal benefits pursuant to 21 U.S.C. §§ 862 and 862a, and \$100.00 special assessment.

Case No. CR-06-2121-RHW

USA Initials: ENA